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T. H. C. of 18.000  
3/18/04

103.1019.10

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David HITZ et al.

Serial No.: 09/927,409

Filed: Aug. 10, 2001

For: File Access Control in a  
Multi-Protocol File Server

Art Unit: 2131

Examiner: Chi Chung LEE

Tel: (703) 306-4153

Office Action Mailed:

Dec. 3, 2003

**RECEIVED****MAR 09 2004**

Technology Center 2100

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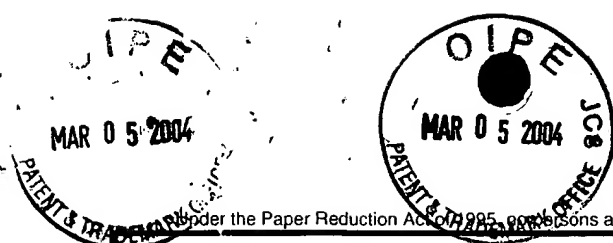
RESPONSE TO OFFICE ACTION

Dear Examiner:

This paper is responsive to the outstanding Office Action dated as shown above.

Applicants conditionally request an extension of time in the event that one is required for this paper. In accordance with 37 CFR § 1.136(a)(3), authorization is hereby granted to charge any required extension of time fees under 37 CFR § 1.17 to Deposit Account No. 50-0365.

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2131/1

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number 09/927,409

Filing Date Aug 10, 2001

**RECEIVED**

First Named Inventor Hitz

**MAR 09 2004**

Group Art Unit 2131

Examiner Name Lee, C.

**Technology Center 2100**

Total Number of Pages in This Submission

20

Attorney Docket Number

103.1019.10

**ENCLOSURES (check all that apply)**☒ Fee Transmittal Form (2 copies)☒ Fee Attached (PTO Form 2038 - 2 copies)☒ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/Incomplete Application☐ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☒ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify below):  
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Remarks

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Firm or Individual name

Steven A. Swernofsky

Reg. no. 33,040

Signature

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PTO/SB/17 (10-03)

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<b>FEE TRANSMITTAL</b> <b>for FY 2004</b> <small>Effective 10/01/2003. Patent fees are subject to annual revision.</small>		<b>Complete if Known</b>	
		Application Number	09/927,409
<input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27		Filing Date	8/10/2001
<b>TOTAL AMOUNT OF PAYMENT</b> (\$) <b>110.00</b>		First Named Inventor	Hitz, et al.
		Examiner Name	Lee, C.
		Art Unit	2131
		Attorney Docket No.	103.1019.10

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<b>METHOD OF PAYMENT (check all that apply)</b>		<b>FEE CALCULATION (continued)</b>			
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Deposit Account Number: 50-0365		Fee Code	Fee (\$)	Fee Code	Fee (\$)
Deposit Account Name: Swernofsky Law Group PC		1051	130	2051	65
<b>The Director is authorized to: (check all that apply)</b>		Fee Description			
<input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet			
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<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1812 2,520 1812 2,520 For filing a request for <i>ex parte</i> reexamination			
		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action			
		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action			
		1251 110 2251 55 Extension for reply within first month			
		1252 420 2252 210 Extension for reply within second month			
		1253 950 2253 475 Extension for reply within third month			
		1254 1,480 2254 740 Extension for reply within fourth month			
		1255 2,010 2255 1,005 Extension for reply within fifth month			
		1401 330 2401 165 Notice of Appeal			
		1402 330 2402 165 Filing a brief in support of an appeal			
		1403 290 2403 145 Request for oral hearing			
		1451 1,510 1451 1,510 Petition to institute a public use proceeding			
		1452 110 2452 55 Petition to revive - unavoidable			
		1453 1,330 2453 665 Petition to revive - unintentional			
		1501 1,330 2501 665 Utility issue fee (or reissue)			
		1502 480 2502 240 Design issue fee			
		1503 640 2503 320 Plant issue fee			
		1460 130 1460 130 Petitions to the Commissioner			
		1807 50 1807 50 Processing fee under 37 CFR 1.17(q)			
		1806 180 1806 180 Submission of Information Disclosure Stmt			
		8021 40 8021 40 Recording each patent assignment per property (times number of properties)			
		1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))			
		1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b))			
		1801 770 2801 385 Request for Continued Examination (RCE)			
		1802 900 1802 900 Request for expedited examination of a design application			
		Other fee (specify) 1814 Terminal Disclaimer			
		SUBTOTAL (3) (\$) <b>110.00</b>			

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	Steven A. Swernofsky	Registration No. (Attorney/Agent)	33,040
Signature	<i>SA Swernofsky</i>	Telephone	650-947-0700
		Date	3-02-2004

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